

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE M.N.KRISHNAN

FRIDAY, THE 20TH JULY 2007 / 29TH ASHADHA 1929

WP(C).No. 22415 of 2007(R)

LAR.218/1996 of ADDL.SUB COURT,KOLLAM
.....

PETITIONER:

NABEESATHU BEEVI, KUZHIKKALAKIZHAKKATHIL
MYNAGAPPALLY, KARUNAGAPPALLY, KOLLAM.

BY ADV. SRI. K.SIJU
SRI.PRATHEESH.P

RESPONDENTS:

STATE OF KERALA REPRESENTED BY THE
DISTRICT COLLECTOR, KOLLAM.

BY GOVERNMENT PLEADER SMT.R.BINDU

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION
ON 20/07/2007, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:

M.N.KRISHNAN, J.

W.P(C).NO.22415 of 2007

Dated this the 20th day of July, 2007

JUDGMENT

This Writ Petition is filed seeking to set aside Exhibit P3. I am informed that the challenge is against the order of the Land Acquisition Court refusing to entertain the restoration of the review application after condoning the delay. The award was passed without considering the case of the claimant as he was not present. The Land Acquisition Court did not apply its mind to fix the amount in accordance with law. Therefore, instead of entertaining the review application etc., I set aside the award of the Land Acquisition Court exercising my inherent jurisdiction and direct the Subordinate Judge to restore the case to file and dispose of the same in accordance with law within a period of four months from today, after hearing the claimant as well as the Government. This shall not be cited as a precedent in other cases.

The Writ Petition is disposed of as above.

M.N.KRISHNAN, JUDGE

vgs.